

SENATE MOTION

MR. PRESIDENT:

I move that Engrossed House Bill 1004 be amended to read as follows:

- 1 Page 9, delete lines 3 through 42.
2 Delete pages 10 through 11.
3 Page 12, delete lines 1 through 32, begin a new paragraph and
4 insert:
5 "SECTION 5. IC 4-33-13-1 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 1. (a) A tax is imposed
7 on the adjusted gross receipts received from gambling games
8 authorized under this article at the rate of ~~twenty percent (20%) of the~~
9 ~~amount of the adjusted gross receipts set forth in the following table:~~
10 **Adjusted Gross Receipts**
11 **Reported During the State Fiscal Year Tax Rate**
12 **Less than \$100,000,000 20%**
13 **At least \$100,000,000 but**
14 **less than \$150,000,000 22.5%**
15 **At least \$150,000,000 but**
16 **less than \$200,000,000 23.5%**
17 **At least \$200,000,000 24.5%**
18 (b) The licensed owner shall remit the tax imposed by this chapter
19 to the department before the close of the business day following the day
20 the wagers are made.
21 (c) The department may require payment under this section to be
22 made by electronic funds transfer (as defined in IC 4-8.1-2-7(e)).
23 (d) If the department requires taxes to be remitted under this chapter
24 through electronic funds transfer, the department may allow the
25 licensed owner to file a monthly report to reconcile the amounts
26 remitted to the department.
27 (e) The department may allow taxes remitted under this section to
28 be reported on the same form used for taxes paid under IC 4-33-12.
29 **(f) Each month the department shall determine the following:**
30 **(1) The amount of taxes imposed by this chapter that are**
31 **remitted by a licensed owner.**

1 (2) The amount of taxes imposed by this chapter that would
2 have been remitted by a licensed owner if the licensed owner's
3 adjusted gross receipts received from gambling games
4 authorized by this article had been taxed at the rate of twenty
5 percent (20%).

6 (3) The result of the subdivision (2) amount multiplied by
7 twenty-five percent (25%).

8 (4) The result of the subdivision (2) amount multiplied by
9 seventy-five percent (75%).

10 (5) The result of the subdivision (1) amount minus the
11 subdivision (2) amount."

12 Page 149, between lines 15 and 16, begin a new paragraph and
13 insert:

14 "SECTION 132. [EFFECTIVE JULY 1, 2002] IC 4-33-13-1, as
15 amended by this act, applies to riverboat wagering taxes collected
16 after June 30, 2002."

17 Renumber all SECTIONS consecutively.

(Reference is to EHB 1004 as printed February 22, 2002.)

Senator SERVER